IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A22-00537C**
Date Received: 3/08/1989
Receipt No: M00931
Received By: JRE

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEWART DITCH 208-458-4420
   Address: RT. 1 BOX 72
   ST. ANTHONY, ID 83445

2. Date of Priority: APR 01, 1898

3. Source: TETON RIVER Trib. to: HENRYS FORK SNAKE R

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07N	41E	30	NE SE SE		FREMONT

5. Description of diverting works:
   CONCRETE COFFER DAM WITH STEEL GATES WITH DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	10.000		

7. Total Quantity Appropriated is:
   10.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 997.8 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	40E	25	NE SW		IRR	40.0
			NW SW		IRR	40.0
			SW SW		IRR	38.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
07N	40E	25	SE	SW		IRR	39.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	317.0
		36	NE	NE		IRR	7.0
			NW	NE		IRR	14.0
			NE	NW		IRR	22.0
						Section Acres	43.0
	41E	30	SW	SE		IRR	40.0
						Section Acres	40.0
						Total Acres	400.0

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
22-0538C,12648,12647.12646,00632

14. Remarks:
P/D PUMP ON TETON RIVER.
TRANS. 2063.
THIS IS A COMBINATION OF A22-00537A+B. THE CANAL COMPANY DID NOT APPROVE THE TRANSFER WHICH IS SHOWN ABOVE.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

REXBURG IRR. CO. ET AL
Decree Plaintiff

vs

TETON IRR. CANAL CO. ET AL.
Decree Defendant

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16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Rudolf Schmaft Date: 3/8/89

_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

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Form No. 42-1409 (2) & 1/88

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER FROM THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356
Ident. Number A22-00537C
Date Received 03/06/89
Receipt Number MCO 3931
MCO 3933
3934
3936
3937
3939

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Stewart Ditch Phone ( )
   Mailing Address Rt. 1 Box 72 St. Anthony, Idaho Zip 83445
2. Date of Priority (Only one (1) per claim) April 1 1890
3. Source of water supply (a) Teton River
   which is tributary to (b) North Fork of Snake River Snake River
4. a. Location of existing point of diversion is: Township 7 North Range 1 East Section 20,
   NE Nwa SE Nwa
   E 1/4 of E 1/4 of SE 1/4, Govt. Lot, B.M., County of Fremont
   Additional points of diversion if any:
   b. If instream flow, beginning point of claimed instream flow is:
   Township Range Section , 1/4 of 1/4 of 1/4,
   Govt. Lot B.M., County of
   ending point is: Township Range Section , 1/4 of 1/4 of
   1/4, Govt. Lot B.M., County of
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates , Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Dam and diversion of water into the Stewart Ditch

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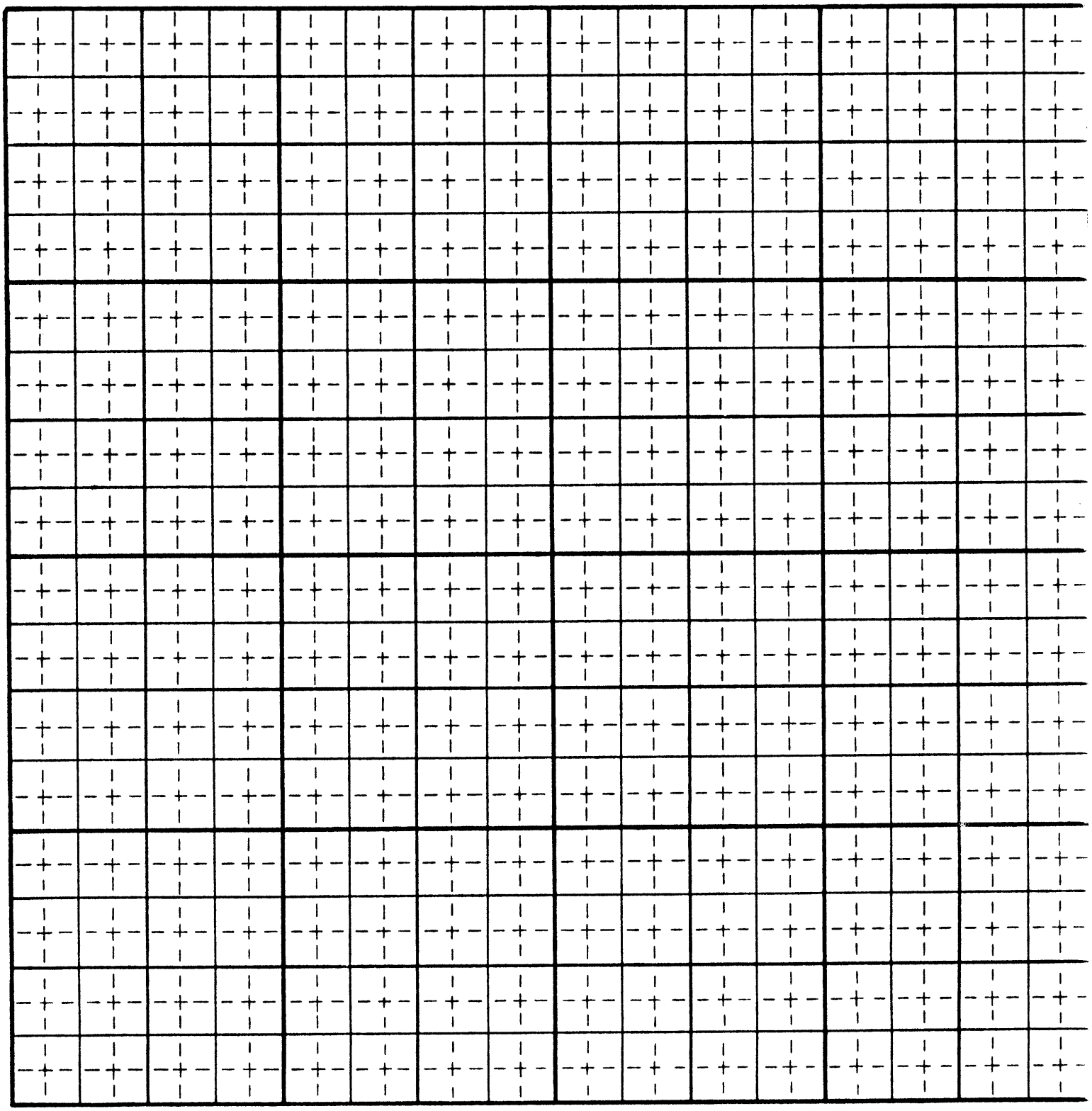
Copies: White-State, Yellow-Claimant

Map of Project: show clearly the pc of diversion, place of use, section number, nship, and range number.

Scale: 2 inches equals 1 mile



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Last Name Stewart Ditch Ident No. _____ *Copies: White-State, Yellow-Claimant*

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 10 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 10 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 997.75 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:
   a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
   b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7N	40E	25									40	40	32.6	39	40	40	40	39.5	316.1
7	40	36	7	14			22												43
7	41	30															40		40

Total number of acres irrigated 299.1

11. In which county (ies) are lands listed above as place of use located? Fremont

12. Do you own the property listed above as place of use? Yes xx No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
Unicorporated company, list of land owners and land they own attached.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Within the boundaries of Fremont Irrigation Dist. or None ( )

14. Remarks:

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Last Name Stewart Ditch Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) B icial Use ____ Posted Notice ____ nse ____ Permit ____
Decree ✓
If applicable provide IDWR Water Right Number ____
Court ____ Case Number ____ Decree Date 4/1/1898
Plaintiff vs Defendant ____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 7

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) ____ Date ____

____ Date ____

For Organizations: I do solemnly swear or affirm that I am President (Title) of Stewart Ditch (Organization), that I have signed the foregoing document in the space below as President (Title) of Stewart Ditch (Organization) and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Reed W. Ashcraft

Title and Organization President, Stewart Ditch Date 2/15/1989

State of Idaho/or ____)
) SS.
County of Madison)

Subscribed and sworn (or affirmed) before me this 16th day of March 19 89

SEAL

Notary Public Mitchell L Neilson

Residing at Rexburg

My Commission Expires 8-4-90

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, ____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature ____

Address ____

Date ____

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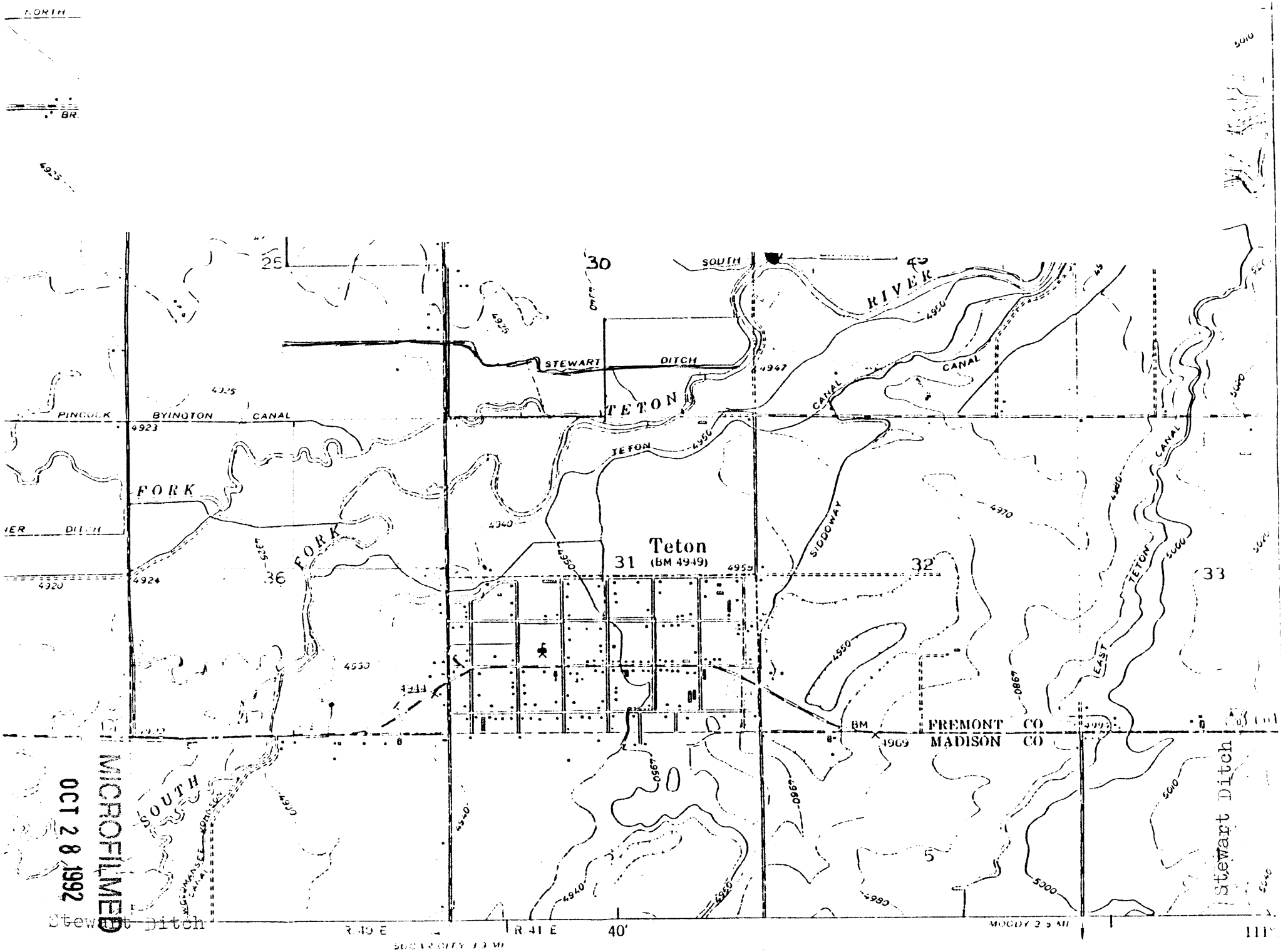
Last Name Stewart Ditch Ident. Number ____

Copies White-State, Yellow-Claimant



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205 Acres:

(1) Reed W. Ashcraft
The West 67 Rods of the Southwest Quarter of the Southeast Quarter; and the Southwest Quarter of Section 25, T 7 North, Range 40 E. B. M. Fremont County Idaho, LESS THE FOLLOWING PROPERTY:Begining at the West Quarter corner of Section 25,and runing North 89°49'14" East, along the Quarter section line 966.47 feet; Then South 2°27' 52" West 816.46 feet; Then South 71°12'42" East, 204.41 feet. Then South 15°14'09" West, 218.09 feet; Then South 89°24'05" West, to the West Line of Section 25, 1062.81 feet; Then along said Section Line North 0°00'00" East 1100.05 feet to the point of beginning.

ALSO:
The South 40 Rods. Southeast 1/4. Section 25 Township 7North Range 40 East,Boise Meridian, Fremont County, Idaho.

(2) Dee Ard. 14 Acres:
Beginning 1178 feet. North of Southeast corner. Sec. 25, Township 7 North, Range 40 East, Boise Meridian, Fremont County, Idaho. And running West 1554.5 feet. Then South 411.58 feet. Then East 1554.5 ; Then North 411.58 feet to point of beginning.

(3) ~~Boyd-Hollist~~
Norval Birch 40 Acres:
Section 30 Township 7 North, Range 41 East, Boise Meridian, Lot 4 Southeast 1/4 Southwest 1/4.

(4) Del Ray Burnside 5 Acres
Beginning 80 Rods North of Southeast corner of Section 25. Township 7North Range 40 East. Boise Meridian. Fremont County Idaho. Then going West 93 Rods. Then South 142 Feet. Then East 93 Rods. Then North 142 Feet to the point of beginning.

(5) Boyd Hollist 70 Acres
Beginning at Southeast corner of Section 25. Township 7 North. Range 40 East. Boise Meridian. Then going North 46.45 Rods. Then going West 93 Rods. Then So 46.45 Rods. Then East 93 Rods to the point of beginning.
ALSO:
Section 36; Northeast 1/4 of Northwest 1/4, North 1/2 Northeast 1/4 lying or being North and west of Nork Fork of Teton River.

(6) Calvin Wickham. 40 Acres
North 40 Rods. Southeast 1/4 . Section 25. Township 7North.. Range 40 East. Boise Meridian

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Lee Collett

~~CONN BAUER~~ PROPERTY DESCRIPTIONS

(7)

PARCEL NO. 1 Conn

Commencing at the west quarter corner of Section 25, T. 7 N., R. 40 E., B.M., Fremont County, Idaho and running thence N89°49'14" E, along the quarter section line, 966.47 ft.; thence S2°27'52" W, 816.46 ft.; thence S71°12'42" E, 204.41 ft.; thence S15°14'09" W, 218.09 ft.; thence S89°24'03" W, to the west line of Section 25, 1062.81 ft.; thence along said section line N0°15'02"W, 325.06 ft.; thence N89°56'59" E, 586 35 ft.; thence N29°40'50" E, 132.58 ft. thence N36°23'04" W, 82.69 ft.; thence N47°30'26" W, 241.13 ft.; thence N53°12'05" W, 117.97 ft.; thence N58°23'57" W, 79.50 ft.; thence N63°28'45" W, 90.96 ft.; thence N73°39'40" W, 70.54 ft.; thence N79°43'14" W, to said west line of Section 25, 118.14 ft.; thence N0°15'02" W, along said section line 235.97 ft. to the point of beginning.

Contains 18.93 acres.

PARCEL NO. 2 Eldon Struhs

(8)

Commencing at a point that is S0°15'02" E, along the section line, 774.99 ft. from the west quarter corner of Section 25, T. 7 N., R. 40 E., B.M., Fremont County, Idaho and running thence N89°56'59" E, 586.35 ft.; thence N29°40'50" E, 132.58 ft.; thence N36°23'04" W, 82.69 ft.; thence N47°30'26" W, 241.13 ft.; thence N53°12'05" W, 117.97 ft.; thence N58°23'57" W, 79.50 ft.; thence N63°28'45" W, 90.96 ft.; thence N73°39'40" W, 70.54 ft.; thence N79°43'14" W, to said west line of Section 25, 118.14 ft.; thence S0°15'02" E, along said section line, 539.02 ft. to the point of beginning.

Contains 5.73 acres.

SURVEYOR'S CERTIFICATE

I, John B. Heysted, do hereby certify that I am a Registered Land [illegible] that I hold Certificate No. 4561, as prescribed under the laws of

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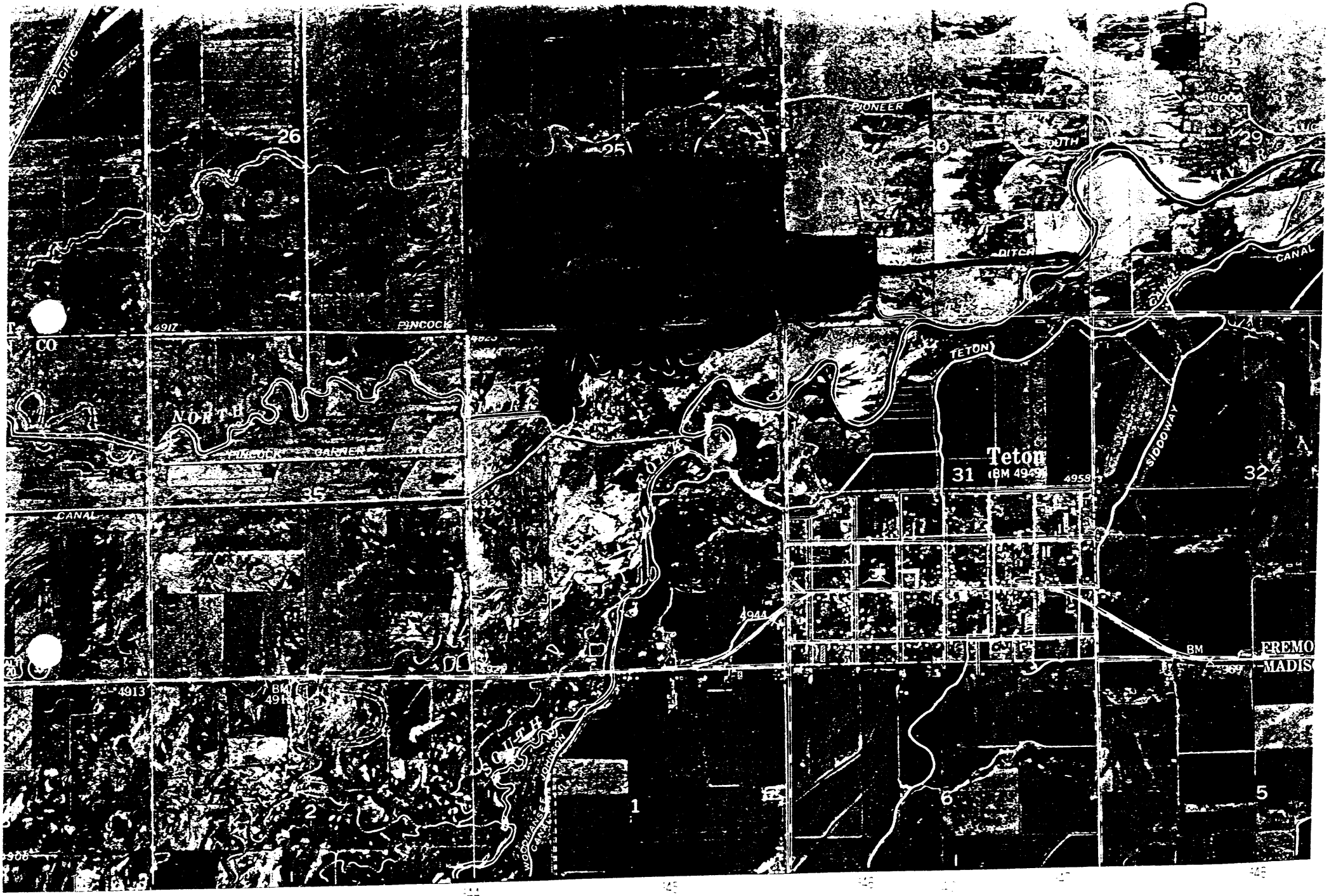
23
24
NORTH BRANCH
WILFORD CANAL
Wilford
Cem
4923
4930
SOUTH BRANCH
WILFORD
PACIFIC
26
25
PIONEER
SOUTH
30
GOOD
PC
DITCH
CANAL
PINCOCK
4917
TETON
NORTH
PINCOCK GARNER DITCH
Teton
31 (BM 4949)
4955
SIDDOWAY
32
35
CANAL
4924
4944
BM
4969
4913
BM


PACIFIC
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GOOD
DITCH
CANAL
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SIDDOWAY
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CANAL
4944
BM
FREMO
MADIS
4913
BM
4911
WOODMANSEE
CANYON
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5